

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**Form 32. Response to Notice of Case Being Considered for Oral Argument**

*Instructions for this form: <http://www.ca9.uscourts.gov/forms/form32instructions.pdf>*

**9th Cir. Case Number(s)** 22-56012

**Case Name** Federal Trade Commission v. Triangle Media Corporation, et al.

**Hearing Location (city)** San Francisco

**Your Name** Brian D. Schmalzbach

List the sitting dates for the three sitting months you were asked to review:

October 2-6, 16-20  
November 13-17  
December 4-8, 11-14

Do you have an unresolvable conflict on any of the above dates? ☒ Yes ☐ No

If yes, list the specific day(s) and the specific reason(s) you are unavailable:

December 4 - Hearing date in No. 17-CIV-03222, County of San Mateo v. Chevron Corp., et al. (Cal. Super. Ct.)

Do you have any other cases pending in this court for which you received a notice of consideration for oral argument during the three sitting months listed above?

☒ Yes ☐ No

If yes, list the number, name, and hearing city of each of the other case(s):

No. 22-55342, Federal Trade Commission v. Apex Capital Group, LLC, et al., San Francisco

**Signature** s/ Brian D. Schmalzbach **Date** Jun 26, 2023

(use "s/[typed name]" to sign electronically-filed documents)

*Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)*